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**DECLARATION AND POWER OF ATTORNEY
FOR PATENT APPLICATION**

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

Novel Derivatives of 3,3-diphenylpropylimines

the specification of which is attached hereto unless the following space is checked:



was filed on November 8, 2000 as United States Application Serial Number _____

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR § 1.56.

I hereby claim foreign priority benefits under 35 U.S.C. § 119(a)-(d) or § 365(b) of any foreign application(s) for patent or inventor's certificate, or § 365(a) of any PCT international application which designated at least one country other than the United States, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application(s):

	<u>Number</u>	<u>Country</u>	<u>Day/Month/Year Filed</u>
1.	98108608.5	EPO	12 May 1998
2.			

I hereby claim the benefit under 35 U.S.C. § 119(e) of any United States provisional application(s) listed below:

	<u>Application Number</u>	<u>Filing Date</u>
1.		
2.		

I hereby claim the benefit under 35 U.S.C. § 120 of any United States application(s), or § 365(c) of any PCT international application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT international application in the manner provided by the first paragraph of 35 U.S.C. § 112, I acknowledge the duty to disclose information which is material to patentability as defined in 37 C.F.R. § 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application.

	<u>Application Number</u>	<u>Filing Date</u>	<u>Status:</u>
1.	PCT/EP99/03212	11 May 1999	<u>patented, pending, abandoned</u> Abandoned

I hereby appoint the practitioners associated with the Customer Number provided below to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith, and I direct that all correspondence be addressed to that Customer Number.

Customer Number: **020306**

Principal attorney or agent: Michael S. Greenfield, Reg. No. 37,142

Telephone number: 312-913-0001

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of first inventor: **Claus Meese**

Inventor's signature: Dr. Claus O. Piller Date: 8 December 2000
Residence: Germany
Citizenship: Germany
Post Office Address: Kreuzberger Strasse 50, D-40789 Monheim

Full name of second joint inventor: **Bengt Sparf**

Inventor's signature: Bengt Sparf Date: 13 December 2000
Residence: Sweden
Citizenship: Sweden
Post Office Address: Drottningstigen 6, S-142 65 Tranglund



UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
ASSISTANT SECRETARY AND COMMISSIONER
OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

APRIL 02, 2001

PTAS

MCDONNELL BOEHNEN, HULBERT & BERGHOFF
MICHAEL S. GREENFIELD
300 SOUTH WACKER DRIVE, SUITE 3200
CHICAGO, IL 60606



101591985A

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PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT DIVISION, BOX ASSIGNMENTS, CG-4, 1213 JEFFERSON DAVIS HWY, SUITE 320, WASHINGTON, D.C. 20231.

RECORDATION DATE: 01/11/2001

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NUMBER OF PAGES: 4

BRIEF: ASSIGNMENT OF ASSIGNEE'S INTEREST (SEE DOCUMENT FOR DETAILS).

ASSIGNOR:
MEESE, CLAUS

DOC DATE: 12/13/2000

ASSIGNOR:
SPARF, BENGT

DOC DATE: 12/13/2000

ASSIGNEE:
SCHWARZ PHARMA AG
ALFRED-NOBEL-STRASSE 10
MONHEIM, FED REP GERMANY D-40789

SERIAL NUMBER: 09700094
PATENT NUMBER:

FILING DATE: 01/02/2001
ISSUE DATE:

TARA WASHINGTON, EXAMINER
ASSIGNMENT DIVISION
OFFICE OF PUBLIC RECORDS

01-24-2001

FORM PTO-1595

R



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U.S. DEPARTMENT OF COMMERCE
Patent and Trademark Office

Attorney Ref. No.: 00,1121

101591985

To The Honorable Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof.

1. Name of conveying parties:

Claus Meese
Bengt Sparf

1/11/01

2. Name and address of receiving party(ies)

Name: Schwarz Pharma AG

Internal Address: _____

Additional name(s) of conveying party(ies) attached? Yes No

3. Nature of conveyance:

Assignment Merger
 Security Agreement Change of Name
 Other _____

Street Address: Alfred-Nobel-Straße 10
City: Country: Zip: Monheim, Germany D-40789Additional name(s) & address(es) attached? Yes No

Execution Date: December 13, 2000

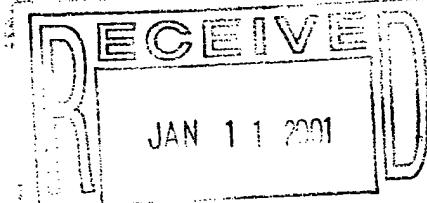
4. Application number(s) or patent number(s):

If this document is being filed together with a new application, the execution date of the application is:

A. Patent Application No.(s)

09/700,094

B. Patent No.(s)

Additional numbers attached? Yes No

5. Name and address of party to whom correspondence concerning document should be mailed:

Name: Michael S. Greenfield

Company Name: McDonnell, Boehnen, Hulbert & Berghoff

Street Address: 300 South Wacker Drive, Suite 3200

City: Chicago State: IL ZIP: 60606

6. Total number of applications and patents involved: 1

7. Total Fee (37 CFR 3.41)..... \$40.00

 Enclosed Authorized to be charged to deposit account

8. Deposit account number: 13-2490

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9. Statement and signature.

*To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.*Michael S. Greenfield
Printed Name of Person Signing

Signature

Date: January 9, 2001

Total number of pages including cover sheet, attachments, and document: 3

Mail documents to be recorded with required cover sheet information to:

Commissioner of Patents and Trademarks
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Attorney Ref. No.: 00,1121

To The Honorable Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof.

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Claus Meese
Bengt Sparf

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3. Nature of conveyance:

<input checked="" type="checkbox"/> Assignment	<input type="checkbox"/> Merger
<input type="checkbox"/> Security Agreement	<input type="checkbox"/> Change of Name
<input type="checkbox"/> Other _____	

Execution Date: December 13, 2000

2. Name and address of receiving party(ies)

Name: Schwarz Pharma AG

Internal Address: _____

Street Address: Alfred-Nobel-Straße 10
City: Country: Zip: Monheim, Germany D-40789

Additional name(s) & address(es) attached? Yes No

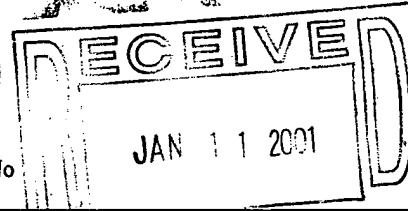
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09/700,094

B. Patent No.(s)



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Company Name: McDonnell, Boehnen, Hulbert & Berghoff

Street Address: 300 South Wacker Drive, Suite 3200

City: Chicago State: IL ZIP: 60606

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Enclosed

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Michael S. Greenfield
Printed Name of Person Signing

Signature

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ASSIGNMENT

Case No.: MBHB00, 1121

Serial No.:

Inventors:

Date of Execution
of Application:

Filing Date: November 8, 2000

In consideration of One Dollar (\$1.00) and other good and valuable considerations in hand paid, the receipt and sufficiency whereof are hereby acknowledged, the undersigned hereby assign to:

Schwarz Pharma AG, at Alfred-Nobel-Straße 10, D-40789 Monheim, Germany

its successors and assigns, the entire right, title and interest in the invention or improvements of the undersigned disclosed in an application for Letters Patent of the United States, entitled:

Novel Derivatives of 3,3-Diphenylpropylamines

and identified as:

Case No. MBHB00,1121

in the offices of McDONNELL BOEHNEN HULBERT & BERGHOFF and in said application and any and all other applications, both United States and foreign, which the undersigned may file, either solely or jointly with others, on said invention or improvements, and in any and all Letters Patent of the United States and foreign countries, which may be obtained on any of said applications, and in any reissue or extension of such patents, and further assigns to said assignee the priority right provided by the International Convention.

The undersigned hereby authorize and request the Commissioner of Patents and Trademarks to issue said Letters Patent to said assignee.

The undersigned hereby authorize and request the attorneys of record in said application to insert in this assignment the filing date and serial number of said application when officially known, and the date of execution of the application.

The undersigned warrant themselves to be the owners of the entire right, title and interest in said invention or improvements and to have the right to make this assignment, and further warrant that there are no outstanding prior assignments, licenses, or other encumbrances on the interest herein assigned.

For said considerations the undersigned hereby agree, upon the request and at the expense of said assignee, its successors and assigns, to execute any and all divisional, continuation and substitute applications for said invention or improvements, and any necessary oath, affidavit or declaration relating thereto, and any application for the reissue or extension of any Letters Patent that may be granted upon said application and any and all applications and other documents for Letters Patent in foreign countries on said invention or improvements, that said assignee, its successors or assigns may deem necessary or expedient, and for the said considerations the undersigned authorize said assignee to apply for patents for said invention or improvements in its own name in such countries where such procedure is proper and further agree, upon the request of said assignee, its successors and assigns, to cooperate to the best of the ability of the undersigned with said assignee, its successors and assigns, in any proceedings or transactions involving such applications or patents, including the preparation and execution of preliminary statements, giving and producing evidence, and performing any and all other acts necessary to obtain, maintain and enforce said Letters Patent, both United States and foreign, and vest all rights therein hereby conveyed in the assignee, its successors and assigns, whereby said Letters Patent will be

held and enjoyed by the said assignee, its successors and assigns, to the full end of the term for which said Letters Patent will be granted, as fully and entirely as the same would have been held and enjoyed by the undersigned if this assignment had not been made.

WITNESS my hand and seal this 8th day of December, 2000

Claus Meese
Claus Meese

State of _____

County of _____

The foregoing instrument was acknowledged before me this _____ day of
_____, _____ by _____

NOTARY PUBLIC

WITNESS my hand and seal this 13th day of December, 2000

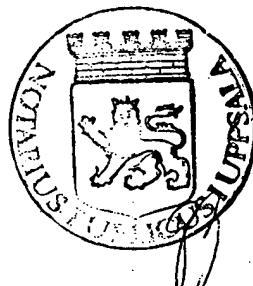
Bengt Sparf
Bengt Sparf

State of Sweden

County of Uppsala

The foregoing instrument was acknowledged before me this 13th day of
December, 2000 by Bengt Sparf

Gunnar Ljungman
NOTARY PUBLIC in Uppsala Sweden
Gunnar Ljungman

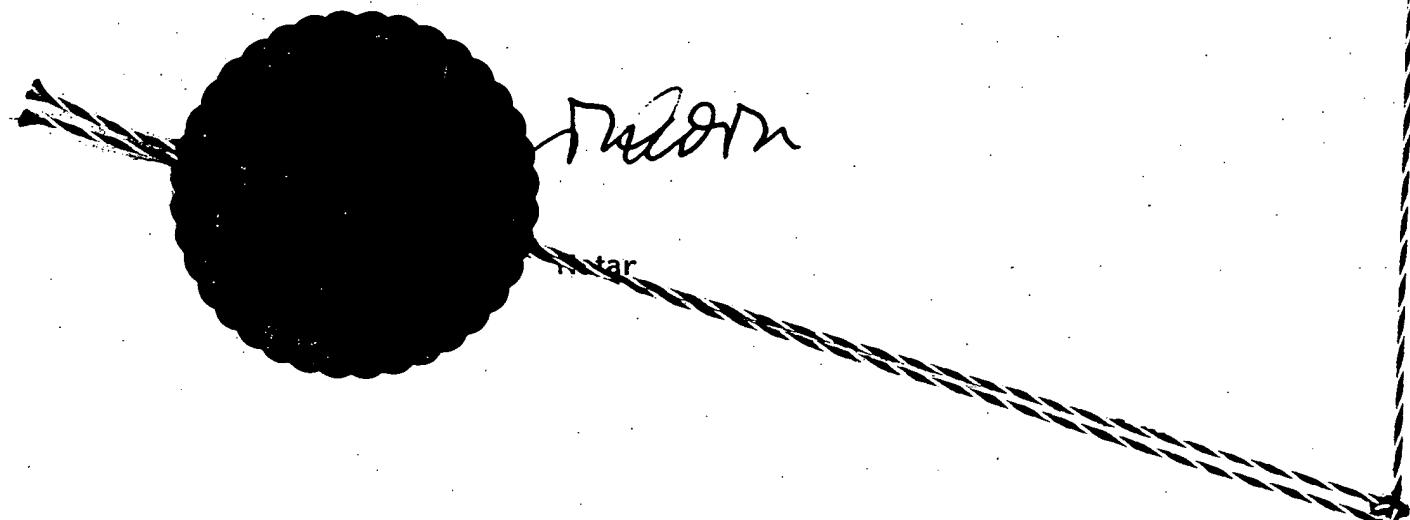


Fee: SEK 180

UR. Nr. 1613 für 2000

Die umstehende Unterschrift von Herrn Dr. Claus Othmar Meese, geboren am 17. Juli 1945, wohnhaft Kreuzberger Straße 50 in 40789 Monheim am Rhein, ausgewiesen durch Vorlage seines Personalausweises, beglaubige ich hiermit aufgrund vor mir erfolgter Fertigung.

Monheim am Rhein, den 08. Dezember 2000



Meese
star